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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Registered application of: : Group Art Unit: 3738
Inventor Name: Murphy et al. : Examiner: TBD
Serial Number: 09/864,510 : Case: 28122.89
Filed: May 24, 2001 : Bill R. Naifeh
Title: VENTRICULAR RESTORATION HAYNES AND BOONE, L.L.P.
SHAPING APPARATUS AND METHOD OF USE : 901 Main Street, Suite 3100
: Dallas, Texas 75202-3789

RESPONSE AND TRANSMITTAL OF NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

Commissioner of Patents
ATTENTION: Initial Patent Examination Division
Washington, D. C. 20231

Dear Sir:

In response to the Notice To File Missing Parts of Nonprovisional Application Filing Date Granted mailed **July 20, 2001** regarding the above-identified application, enclosed are the following:

1. The return copy of the Notice To File Missing Parts of Nonprovisional Application;
2. executed Declaration;
3. check in the amount of \$65.00;
4. ten sheets of formal drawings;
5. an original and one copy of this Transmittal letter; and
6. a return postcard.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or to credit any overpayment to Deposit Account No. 08-1394.

Respectfully submitted,

Bill R. Naifeh
Registration No.44,962

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231

on August 14, 2001
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UNITED STATES PATENT AND TRADEMARKS OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/864,510	05/24/2001	Gregory Murphy	28122.89

CONFIRMATION NO. 2445

FORMALITIES LETTER



OC000000006321520

David L. McCombs
HAYNES AND BOONE LLP
Suite 3100
901 Main Street
Dallas, TX 75202-3789

Date Mailed: 07/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

06/20/2001 SMINASSI 00000050 09864510

FILED UNDER 37 CFR 1.53(b)

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35.00 IP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

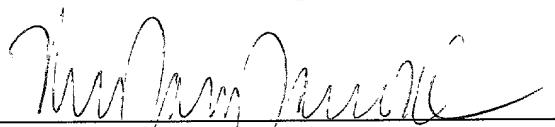
- The oath or declaration does not cover the newly submitted items.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE